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7 LEAUTHRY CARPENTER,
8 Plaintiff,
9 v.
10 GOR D SARGSYAN,
11 Defendant.

Case No. [24-cv-02759-WHO](#)

**ORDER ADOPTING REPORT AND
RECOMMENDATION; DISMISSING
CASE FOR LACK OF JURISDICTION**

Re: Dkt. No. 54

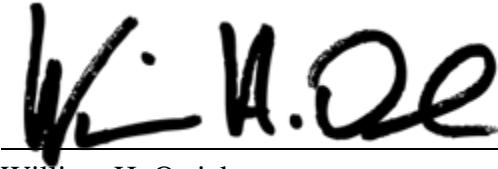
12 On April 23, 2025, Judge Beeler issued a Report and Recommendation recommending that
13 this case be dismissed for lack of subject matter jurisdiction. Dkt. No. 540. Specifically, Judge
14 Beeler determined that Carpenter's complaint neither presented a cognizable federal question, nor
15 did it allege sufficient facts to establish diversity jurisdiction. Dkt. No. 53. Carpenter's
16 constitutional claim is not cognizable against a private citizen, and his remaining claims allege
17 only state-law torts. Dkt. Nos. 1; 52 (Notice of Voluntary Dismissal of Defendant City and
18 County of San Francisco). And, the complaint alleges that both parties reside in San Francisco,
19 California. Dkt. No. 1.

20 Objections to Judge Beeler's Report and Recommendation were due by May 7, 2025. As
21 of the date of this Order, no objections or other response has been filed.

22 Reviewing the record in this case and Judge Beeler's Report and Recommendation, I find
23 Judge Beeler's report thorough and correct; I adopt it in every respect. Accordingly, the complaint
24 is dismissed with prejudice for lack of jurisdiction.

IT IS SO ORDERED.

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26 Dated: May 12, 2025
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William H. Orrick
United States District Judge